

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKADVANCE MAGAZINE PUBLISHERS INC. d/b/a  
THE CONDÉ NAST PUBLICATIONS,

Plaintiff,

v.

ACTIV8NOW, LLC and ACTIVE8MEDIA, LLC,

Defendants,

v.

ADVANCE PUBLICATIONS, INC. and RICHFX, INC.,

Third Party Defendants.

USDC	1
DOC#	1
ELEC#	1
DOC#	1
DATE FILED:	11/16/06

CIVIL ACTION NO.:

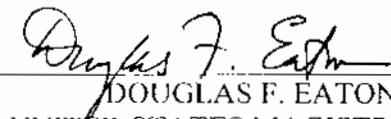
05-CV-7516 (KMK) (DFE)

*This is an ECF case*STIPULATED AMENDMENT TO  
CASE MANAGEMENT PLAN AND  
SCHEDULING ORDER

The Case Management Plan and Scheduling Order dated December 5, 2005 as amended on September 5, 2006 is hereby further amended as follows regarding expert discovery. Unless otherwise changed below, the pending dates set forth in the Case Management Plan and Scheduling Order dated December 5, 2005 as amended on September 5, 2006, shall govern:

1. *Expert* discovery: All *expert* disclosures, including reports, production of underlying documents and expert depositions are to be completed within five (5) months following the Court's Markman Ruling.
  - a. Initial expert reports on issues for which any party has the burden of proof: within two (2) months following the Court's Markman Ruling.
  - b. Opposing expert reports: within four (4) months following the Court's Markman Ruling.

SO ORDERED

DATED: New York, New York  
November 16, 2006
  
 DOUGLAS F. EATON  
 UNITED STATES MAGISTRATE JUDGE